

DAVIS WRIGHT TREMAINE LLP

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Attorneys for Defendants and Claimant

BARRY COHEN, CHRIS COHEN (aka CHRISTENE COHEN),
the F/V POINT LOMA and Claimant, F/V POINT LOMA Fishing Company, Inc.

UNITED STATES DISTRICT COURT

FOR THE NORTHERN DISTRICT OF CALIFORNIA

SAN FRANCISCO DIVISION

DEL MAR SEAFOODS, INC.,

Plaintiff,

v.

BARRY COHEN, CHRIS COHEN (aka
CHRISTENE COHEN), *in personam* and,
F/V POINT LOMA, Official Number
515298, a 1968 steel-hulled, 126-gross ton,
70.8 foot long fishing vessel, her engines,
tackle, furniture apparel, etc., *in rem*, and
Does 1-10,

Defendants.

No. C-07-2952-WHA

JOINT EXHIBIT LIST

Trial Date: May 14, 2008

Pretrial Conference: May 5, 2008

Time: 2:00 p.m.

Place: Courtroom 9, 19th Floor

Pursuant to the Court's Guidelines for Trial and Final Pretrial Conference in Civil Bench Trials before the Honorable William Alsup, the parties to the above-entitled action jointly submit the following Joint Exhibit List. The parties reserve the right to add any additional exhibits to this list that may be necessary for rebuttal and/or impeachment during the course of trial.

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Exhibit No.	Description	Bates Range	Date Ident.	Date Admt.	Limitations
1.	Color photograph of the F/V POINT LOMA	DMSI 0065	5/20	MAY 23 2008	
2.	Color photograph of the F/V POINT LOMA	DMSI 0067	5/20	MAY 23 2008	
3.	F/V POINT LOMA U.S.C.G. Certificate of Documentation	COHEN 00001	5/23	MAY 23 2008	
4.	U.S. Groundfish Permit	COHEN 00002	5/23	MAY 23 2008	
5.	F/V POINT LOMA Abstract of Title	DMSI 0057-0062	5/23	MAY 23 2008	
6.	F/V POINT LOMA Bill of Sale	DMSI 0063-0064			
7.	Promissory Note	DMSI 0098-0100	5/20	MAY 20 2008	
8.	First Preferred Mortgage.	DMSI 0101-0110	5/20	MAY 20 2008	
9.	Cantrell Memorandum	DMSI 0235-0247	5/22	MAY 22 2008	
10.	Asset balance sheets: 10/31/03, 12/31/03	DMSI 0003-0004			
11.	Fax from D. Smith to J. Roggio: Asset Balance Sheet 10/31/03 and Fisherman Advances ledger entries	DMSI 0002, 0008-0013	5/20	MAY 20 2008	Parole Evidence Rule
12.	Del Mar Balance Sheet (same as 0002 but w/o writing)	DMSI 0176	5/20	MAY 20 2008	"
13.	Cohen cancelled checks	DMSI 0129-0171			
14.	Journal entry log 12/03	DMSI 0178			
15.	Asset Balance Sheet 1/31/04	DMSI 0179	5/20	MAY 20 2008	"
16.	Asset Balance Sheet 3/31/04	DMSI 0181	5/20	MAY 20 2008	"

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Exhibit No.	Description	Bates Range	Date Ident.	Date Admt.	Limitations
17.	Asset Balance Sheet 5/31/04	DMSI 0183	5/20	MAY 20 2008	2008 People Evidence Rule
18.	Accounts Payable Trial Balance 10/22/04	DMSI 0005	5/20	MAY 20 2008	
19.	General Ledger Detail Report 10/22/04	DMSI 0189	5/20	MAY 20 2008	
20.	Accounts Payable Aged Invoice Report 10/21/04	DMSI 0190-0192	5/20	MAY 20 2008	
21.	Accounts Payable Trial Balance 10/22/04	DMSI 0193	5/20	MAY 20 2008	
22.	Accounts Payable Trial Balance 12/31/04	DMSI 0007	5/20	MAY 20 2008	
23.	Accounts Receivable Trial Balance 12/31/04	DMSI 0006	5/20	MAY 20 2008	
24.	Olde Port Fisheries Inventory records 10/04	DMSI 0014-0018	5/20	MAY 20 2008	
25.	12/22/04 Cohen check (\$5,000)	COHEN 00004	5/20	MAY 20 2008	
26.	Del Mar deposit slip 6/24/05	DMSI 0270			
27.	Remittance Advice	DMSI 0296			
28.	Olde Port Fisheries check no. 1158	DMSI 0271			
29.	11/9/05 Cohen check (\$175,000)	COHEN 00005	5/20	MAY 20 2008	
30.	Olde Port Fisheries Account Inquiry	DMSI 0195	5/20	MAY 20 2008	
31.	Del Mar credit memo: Olde Port Fisheries (Barry Cohen)	DMSI 0196	5/20	MAY 20 2008	
32.	Del Mar invoices to Olde Port Fisheries	DMSI 0197-0203		MAY 20 2008	
33.	F/V POINT LOMA Account Inquiry	DMSI 0194	5/20	MAY 20 2008	

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Exhibit No.	Description	Bates Range	Date Ident.	Date Admt.	Limitations
34.	1/30/07 Cohen check (\$2,000)	COHEN 00007	5/20	MAY 20 2008	
35.	2/15/07 Cohen check (\$3,000)	COHEN 00006	5/20	MAY 20 2008	
36.	4/23/07 Cohen check (\$3,000)	COHEN 00008	5/20	MAY 20 2008	
37.	11/05 Schedule of Payments	COHEN 00009	5/20	MAY 20 2008	
38.	4/30/07 Schedule of Payments	DMSI 0111	5/20	MAY 20 2008	
39.	6/27/07 Schedule of Payments	DMSI 0001	5/23		
40.	1/30/07 Cohen correspondence to Del Mar	DMSI 0078	5/20	MAY 20 2008	
41.	Insurance policies covering the F/V POINT LOMA	COHEN 752-763	5/23		
42.	U.S. Marshal final invoice	DMSI 0272	5/20	MAY 20 2008	
43.	Nat. Maritime Svcs. invoice	DMSI 0079	5/20	MAY 20 2008	
44.	SugarDock LLC invoices	DMSI 0080-0084	5/20	MAY 20 2008	
45.	Invoices for attorneys fees	* discuss at pretrial conference			
46.	12/15/05 Cappuccio Assignment	DMSI 0273	5/22	MAY 22 2008	
47.	10/22/04 JV Assignment	COHEN 00014-00015	5/20	MAY 20 2008	
48.	Order Denying Atty. Fees	DMSI 0274-0280			
49.	1/21/07 Cohen Declaration	DMSI 0281-0295	5/22	MAY 22 2008	
50.	Cohen tax records 1999-2001	DMSI 0054-0056			

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Exhibit No.	Description	Bates Range	Date Ident.	Date Admt.	Limitations
51.	Cohen tax records 2004-2005	COHEN 927-934	5/22	MAY 22	2008
52.	F/V POINT LOMA monthly trip revenue	COHEN 00676-00677	5/23	MAY 23	2008
53.	F/V POINT LOMA trip breakdown	COHEN 00683-00684	5/23	MAY 23	2008
54.	Del Mar Income Statement summary 1999-2004	DMSI 0019-0020	5/23	MAY 23	2008
55.	Olde Port Fisheries Income Statement 9/30/04	DMSI 0021-0023			
56.	Olde Port Fisheries Balance Sheets 9/30/04	DMSI 0024-0025			
57.	Olde Port Division, Operations spread sheet 2004	DMSI 0026-0027			
58.	Olde Port Fisheries Income Statement 12/31/03	DMSI 0028-0030			
59.	Olde Port Fisheries Balance Sheets 12/31/03	DMSI 0031-0032			
60.	Olde Port Fisheries Income Statement 12/31/02	DMSI 0033-0036			
61.	Olde Port Fisheries Balance Sheets 12/31/02	DMSI 0037-0038			
62.	Olde Port Fisheries Income Statement 12/31/01	DMSI 0039-0041			
63.	Olde Port Fisheries Balance Sheets 12/31/01	DMSI 0042-0043			
64.	Olde Port Fisheries Income Statement 12/31/00	DMSI 0044-0046			
65.	Olde Port Fisheries Balance Sheets 12/31/00	DMSI 0047-0048			
66.	Olde Port Fisheries Income Statement 12/31/99	DMSI 0049-0051			
67.	Olde Port Fisheries Balance Sheets 12/31/99	DMSI 0052-0053			

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Exhibit No.	Description	Bates Range	Date Ident.	Date Admt.	Limitations
68.	Olde Port Fisheries Balance Sheet 7/31/03	DMSI 0172			
69.	Olde Port Fisheries Balance Sheet 6/30/03	DMSI 0173			
70.	Olde Port Fisheries Balance Sheet 8/31/03	DMSI 0174			
71.	Olde Port Fisheries Balance Sheet 9/30/03	DMSI 0175			
72.	Olde Port Fisheries Balance Sheet 11/30/03	DMSI 0177			
73.	Olde Port Fisheries Balance Sheet 4/39/03	DMSI 0182			
74.	Olde Port Fisheries Balance Sheet 6/30/03	DMSI 0184			
75.	Olde Port Fisheries Balance Sheet 7/31/04	DMSI 0185			
76.	Olde Port Fisheries Balance Sheet 8/31/04	DMSI 0186			
77.	Olde Port Fisheries Balance Sheet 9/30/04	DMSI 0187			
78.	Del Mar Journal Entry 10/25/04	DMSI 0188			
79.	Declaration of Barry Cohen in Support of Defendants' Motion to Vacate Order of Arrest		5/22	MAY 22 2008	
80.	Declaration of Barry Cohen in Support of Defendants' Reply to Plaintiff's Opposition to Motion to Vacate Order of Arrest		5/23	MAY 23 2008	
81.	Declaration of Barry Cohen in Support of Defendants' Opposition to Plaintiff's Motion for Reconsideration, etc.				

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Exhibit No.	Description	Bates Range	Date Ident.	Date Admt.	Limitations
82.	Declaration of Barry Cohen in Support of Defendants' Motion for a Protective Order				
83.	Declaration of Christene Cohen in Support of Defendants' Motion for a Protective Order				
83-200	<i>RESERVED</i>				
201.	NOAA letter, dated 7/3/07	COHEN 00003			
202.	Certificate of Revivor,	COHEN 00010			
203.	Settlement Sheets	COHEN 000020, 22, 25, 28, 33, 36, 39, 41, 43, 47, 51, and 55	5/23	MAY 23	2008
204.	Receipts for income and expenses for trips prior to arrest, 13/31/06-6/4/07	COHEN 00016-00055	5/22	MAY 22	2008
205.	Email	COHEN 00056-57	5/22		
206.	Calculation of net income by trip, pre and post arrest,	COHEN 00678-718	5/23	MAY 23	2008
207.	Log Trawl Book, 1/06-9/26/07	COHEN 764-835			
208.	Log Trawl sheets, 10/8/07-12/12/07	COHEN 836-842			
209.	Receipts for income and expenses for trip after arrest, 8/31/07-12/13/07	COHEN 843-902	5/22	MAY 22	2008
210.	Travel Expenses to San Francisco, 8/07-1/08	COHEN 903-917	5/23		

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Exhibit No.	Description	Bates Range	Date Ident.	Date Admt.	Limitations
211.	Payments to captain and crew during arrest	COHEN 918; 920-926	5/23	MAY 23 2008	
212.	Travel Expenses to San Francisco, 4/08	COHEN 935	5/23		
213.	Plaintiff's Verified Admiralty and Maritime Complaint, C07-2952 WHA (June 7, 2007)				
214.	Warrant for the Arrest of the Vessel, C07-2952 WHA (June 7, 2007)				
215.	Order on Plaintiff Del Mar Seafoods, Inc.'s Ex Parte Application for Arrest of Vessel, C07-2952 WHA (June 7, 2007)				
216.	Order Granting Motion to Vacate Order of Arrest, C07-2952 (August 16, 2007)				
217.	Plaintiff's Responses to Defendants' Requests for Admissions, Set One				
218.	Plaintiff's Responses to Defendants' First Set of Interrogatories				
219.	Declaration of Joe Roggio in Support of Plaintiff's Motion for Summary Judgment or Alternatively, Partial Summary Judgment				
220.	Declaration of Joe Roggio in Support of Plaintiff's Opposition to Motion to Vacate Order of Arrest		5/22	MAY 22 2008	
221.	Declaration of Joe Cappuccio in Support of Plaintiff's Opposition to Motion to Vacate Order of Arrest		5/20	MAY 22 2008	

Exhibit No.	Description	Bates Range	Date Ident.	Date Admt.	Limitations
222.	Schedule of Payments, Exhibit 27 to deposition of J. Roggio, taken December 13, 2007				
223.	Schedule of Payments, Exhibit 28 to deposition of J. Roggio, taken December 13, 2007				
224-400	RESERVED				

225 Balance Sheet 5/22
 228 Deposition of J. Cappuccio 5/22 MAY 22 2008
 Respectfully submitted this 28th day of April, 2008,
 226 F/V Point Loma Income for 14 Fishing Trips
 224 Travel Expense Claim Form

/s/ Gwen Fanger

James P. Walsh

Gwen Fanger

DAVIS WRIGHT TREMAINE LLP

Attorneys for Defendants BARRY COHEN, CHRIS COHEN, F/V POINT LOMA and the F/V POINT LOMA FISHING COMPANY, INC.

/s/ Max L. Kelley

Gregory W. Poulos

Max L. Kelley

COX, WOOTTON, GRIFFIN, HANSEN & POULOS

Attorneys for Plaintiff, DEL MAR SEAFOODS, INC.

24 2006 Tax Return
 24 ~~2006 Form 1040~~ 5/22 MAY 22 2008
 25 85 Declaration of B. Cohen 5/22
 25 86 Email 5/22 MAY 22 2008
 26 87 Response to 1st Set of Admissions 5/22 MAY 23 2008